

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA

DOCKET NO. 92-393-T - ORDER NO. 92-887  
OCTOBER 16, 1992

IN RE: The matter of the failure of certain                    )  
holders of Certificates of Public                                )  
Convenience and Necessity listed on                            ) ORDER  
the attached Appendix to file with the                         )  
Commission evidence of Insurance.                                )

This matter comes before the Public Service Commission of South Carolina (the Commission) by way of Commission Order No. 92-593 in the instant Docket, which required all motor vehicle carriers listed in the Appendix thereof to appear before the Commission on Tuesday, September 22, 1992, at 11:15 a.m. to show cause why the Commission should not revoke and cancel their Certificates for violation of the Commission's Rules and Regulations and/or the Motor Vehicle Carrier Law of South Carolina in respect of failure to file evidence of insurance.

The information upon which the Commission based Order No. 92-593 was developed by the Licensing Department of the Transportation Division through a procedure involving periodic inspections of the Commission's files and records. From this data, the Commission Staff developed a list of motor carriers operating in violation of the Commission's Rules and Regulations and/or the Motor Vehicle Carrier Law (Appendix of Order No. 92-593).

The Transportation Division staff notified all of the carriers listed in the Appendix of Order No. 92-593 that because of their failure to file evidence of liability and/or cargo insurance, they were not in compliance "with the terms of the Motor Vehicle Carrier Law of South Carolina, and the Rules and Regulations issued thereunder." Subsequently, on August 6, 1992, the Commission issued Order No. 92-593 setting a Rule to Show Cause hearing for those motor carriers who had not responded to the prior notifications of noncompliance.

A public hearing regarding this matter was held on Tuesday, September 22, 1992, at 11:15 a.m.. F. David Butler, Staff Counsel, represented the Commission Staff. None of the Respondents named in the Appendix of Order No. 92-593 appeared at the hearing. Sherri Land of the Transportation Division of the Commission testified for the Commission Staff.

With respect to all the Respondents listed in the Appendix attached hereto, the Commission is of the opinion, and so finds, that the Certificates of Public Convenience and Necessity held by all listed carriers should be revoked and cancelled for their continued willful violation of the Commission's Rules and Regulations and/or the South Carolina Motor Vehicle Carrier Law [S.C. Code Ann., §58-23-10 et seq. (1976)].

The Commission also finds that the Rule to Show Cause should be dismissed as to the carriers who have complied with the Commission's Rules and Regulations and/or the Motor Vehicle Carrier Law.

OCTOBER 16, 1992

PAGE 3

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IT IS THEREFORE ORDERED, ADJUDGED AND DECREED:

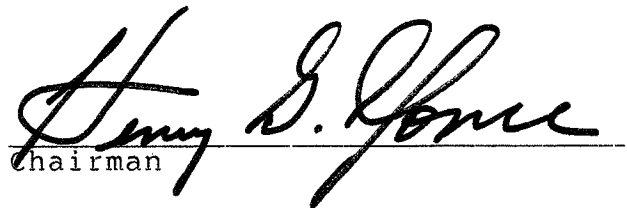
1. That the Certificates of Public Convenience and Necessity held by those motor vehicle carriers listed in the Appendix attached hereto be, and hereby are, revoked and cancelled.

2. That all operating rights authorized under the Certificates held by the carriers listed in the attached Appendix and cancelled by this Order are null and void.

3. That this Rule be, and hereby is, dismissed with respect to all carriers who have complied with the Commission's Rules and Regulations and/or the Motor Vehicle Carrier Law.

4. That this Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

  
chairman

ATTEST:

  
Executive Director

(SEAL)

# APPENDIX

<u>CARRIER</u>	<u>CLASS</u>	<u>CERT. NO.</u>
Tony G. Branch dba B & B Trucking Rt.2, Box 856 Coosawhatchie, SC 29912 (Public Liability & Property Damage Ins.)	E	8519
Jeffery & Donna Wynne dba Clara Kay LTD. 130 Shetford Drive Irmo, SC 29063 (Public Liability & Property Damage Ins.)	E-ICC	3079
Helen S. Hair 1015 Friend St. Newberry, SC 29108 (Public Liability & Property Damage Ins.)	C	3925
M & M Mobile Home Service Inc. 1455 S. Live Oake Drive Moncks Corner, SC 29561 (Public Liability & Property Damage Ins.) (Cargo Ins.)	E	8683
Joseph Moses dba Moses Taxi Cab 330 W. Cedar Lane Bishopville, SC 29010 (Public Liability & Property Damage Ins.)	C	5020
Charles M. Rector 213 W. White Street Rock Hill, SC 29730 (Public Liability & Property Damage Ins.)	C	6002
James L. Rogers Rt.3, Box 269 Effingham, SC 29541 (Public Liability & Property Damage Ins.)	C	5164

Seaboard Freight Lines Inc. 147 Wappoo Creek Drive Suite 601 Charleston, SC 29412 (Public Liability & Property Damage Ins.)	E-ICC	8181
Fred Seay dba Fred Seay Trucking 2568 Old Furnace Road Chesnee, SC 29323 (Public Liability & Property Damage Ins.)	E	3035
T & W Mobile Home Movers, Inc. South Rutherfordton St. Blacksburg, SC 29702 (Cargo Ins.)	E	5062
C.W. Taylor 99 Deyoung Road Lyman, SC 29365 (Public Liability & Property Damage Ins.)	E-ICC	8756
Tiger Express, Inc. 7365 Comodore Rd. Youngs Island, SC 29449 (Public Liability & Property Damage Ins.)	E E-ICC	8617 8451
Tracy's Charter Service, Inc. 3710 Hood Rd. Waxhaw, NC 28173 (Public Liability & Property Damage Ins.)	C-CHARTER	5055